



**UNITED STATES  
COURT OF MILITARY COMMISSION REVIEW**

In re	)	ORDER
	)	
OMAR AHMED KHADR	)	GRANTING WRIT
	)	
	)	
	)	CMCR 13-005
	)	
	)	October 23, 2024

---

**BEFORE:**

**POLLARD, PRESIDING JUDGE  
RICHARDSON, DEPUTY CHIEF JUDGE  
HOLIFIELD, JUDGE**

---

Pending before this court is appellant’s petition for a writ of mandamus directing the convening authority to refer his case to this court for review. *See* 10 U.S.C. § 950c. We find that appellant has satisfied the conditions for the issuance of the writ. *See Cheney v. U.S. District Court*, 542 U.S. 367, 380–81 (2004); *Ali v. United States*, 398 F. Supp. 3d 1200, 1211 (CMCR 2019). An opinion which explains our decision will follow in due course.

Accordingly, it is hereby

**ORDERED** that the convening authority, pursuant to 10 U.S.C. § 950c(a), shall forthwith refer appellant’s case to this court for its review pursuant to 10 U.S.C. § 950f; it is

**FURTHER ORDERED** that the convening authority referral is without prejudice to the convening authority’s and the government’s arguments that appellant waived any right to review in this court. *See* Dep’t of Def. Reg. for Trial by Mil. Comm., ¶ 24-2.b.5 (2011 ed.) (stating “USCMCR should decide the legal sufficiency of waivers”); and it is

**FURTHER ORDERED** that no further briefs are permitted, and none will be accepted for filing, without prior consent of the court. This restriction does not apply to non-argumentative letters that bring to this court's attention relevant new authority.

FOR THE COURT:



Edward Loughran  
Assistant Clerk of Court  
U.S. Court of Military Commission Review